

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-2(c)



In Re:

Case No.:

Adv. No.:

Hearing Date:

Judge:

ORDER APPROVING STIPULATION

The relief set forth on the following pages, numbered two (2) through _____ is hereby **ORDERED**.

DATED: 9/29/2009



Honorable Gloria M. Burns
United States Bankruptcy Court Judge

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

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In Re: Shapes
Shapes/ Arch Holdings, LLC, et al,
Debtors

Case No.: 08-14631 (GMB)

Adv. No.:

Hearing Date:

Judge: The Honorable Gloria M. Burns

**STIPULATED ORDER GRANTING DEBTORS' MOTION TO COMPEL
RESPONSES TO DEBTORS' INTERROGATORIES AND REQUESTS FOR
PRODUCTION OF DOCUMENTS AND THINGS DIRECTED TO NEW
JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Debtors and the New Jersey Department of Environmental Protection ("NJDEP")
hereby stipulate as follows:

WHEREAS, on July 13, 2009, Debtors served upon NJDEP, electronically and
via first class mail, Debtors' Interrogatories and Requests for Production of Documents
and Things directed to NJDEP.

WHEREAS, as of August 19, 2009, NJDEP had not answered Debtors'
Interrogatories and Requests for Production of Documents and Things.

WHEREAS, on August 19, 2009, Debtors' counsel, Kevin McKenna, Esquire, spoke with Richard Engel, Chief Deputy Attorney General for NJDEP, about the overdue discovery responses of the NJDEP. Mr. Engel advised that due to health issues in both his family and in his section at the NJDEP that he would require additional time to respond to Debtors' Interrogatories and Requests for Production of Documents and Things directed to NJDEP.

WHEREAS, on August 27, 2009, Debtors' filed its Motion to Extend All Scheduling Deadlines Related to Debtors' Objection to the Claim of the New Jersey Department of Environmental Protection Or, In The Alternative, Debtors' Motion To Compel Responses To The Debtors' Interrogatories And Requests For Production Of Documents And Things Directed To NJDEP.

NOW THEREFORE, upon consideration of Debtors' Motion to Extend All Scheduling Deadlines Related to Debtors' Objection to the Claim of the New Jersey Department of Environmental Protection Or, In The Alternative, Debtors' Motion To Compel Responses To The Debtors' Interrogatories And Requests For Production Of Documents And Things Directed To NJDEP and the Affidavit of Kevin M. McKenna, Esquire in support of the Motion, NJDEP and Debtors' counsel consent thereto and it is hereby Stipulated by all the undersigned, it is this _____ day of _____ 2009, ORDERED:

1. That the Motion is GRANTED on consent.
2. That NJDEP shall respond to the Debtors' Interrogatories and Requests for Production of Documents and Things no later than November 1, 2009.

